

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Rolf Muller et al.)Docket:	25045-25
)	
Serial No.:	10/583,835)Examiner:	J W Anderson
)	
Filing Date:	06/19/2006)Group Art Unit:	1794
)	
Title:	Slowly Digestible)	
	Starch-Containing Foodstuffs)Confirmation No.:	6301

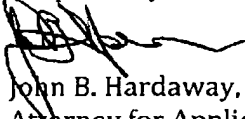
Request for Telephone Interview
VIA FACSIMILE: 571/270-4734

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

A telephone interview is respectfully requested at 10:00 a.m., Monday, February 22, 2010 to discuss the final rejection of claims 1-2, 4, 6-7, and 11-16 under 35 USC 102(b) as being anticipated by Y-C. Shi (U.S. Patent No. 6,890,571). Please note that claim 1 requires 2-70% short-chain amylose; however the reference to Shi disclosed a short-chain amylose content of about 98% (see page three, first paragraph of the Final Office Action). We believe that this alone is sufficient for the Office Action to be reissued as a 35 USC 103 rejection, if indeed the Examiner considers that to be feasible. However, it is submitted that the application as pending with regard to that particular claim should be deemed allowable on that distinction alone.

Respectfully submitted,


John B. Hardaway, III
Attorney for Applicants
Nexsen Pruet, LLC
Telephone: 864/370-2211
Facsimile: 864/477-2607
Customer No.: 46591

February 17, 2010